

E.B. EAMES CO., INC.
Flooring Contractor
P.O. Box 18
Logan, UT 84323-0018
Phone/Fax: 435-752-0419

Certification of Service

Date: Friday-July 30, 2010

From: Brady Eames-Secretary

To: National Labor Relations Board

Attn: Lester A. Heltzer-Executive Secretary

Fax #: 202-273-4270

Re: 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

Documents attached: 23

Dear Mr. Heltzer,

Attached are RM Petition notices and certifications of service.

With respect to 19-RM-2245, I faxed to a different office number of the Pacific Northwest Regional Council of Carpenters instead of the number I indicated on Petition.

With respect to 28-RM-617, I faxed to the Twelve Southern California Counties of the Southwest Regional Council of Carpenters instead of the Las Vegas Affiliation. I'm submitting Mike McCarron as the contact @ 213-385-1457 rather than Marc Furman @ 702-531-1800.

Sincerely,



E.B. EAMES CO., INC.
680 W. 600 N.
Logan, UT 84321
Phone/Fax: 435-752-0449

Notice of RM Petition Filing

Date: Thursday-July 29, 2010

From: Brady Eames-Secretary

To: NLRB-Regions 19, 20, 21, 27 and 28

Kenneth F. Milici-The Pacific Northwest Regional Council of Carpenters
Robert Alvarado-The Carpenters 46 Northern California Conference Board
Mike McCarron-The Southwest Regional Council of Carpenters
Terry L. Davis-Carpenters' District Council of Kansas City and Vicinity
Marc Furman-The Southwest Regional Council of Carpenters

Re: 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

Documents attached: 7

Dear Ladies and Gentlemen,

I invite your attention to and request your consideration of the attached 7 documents which pertain to the above named RM Petitions.

Sincerely,



E.B. EAMES CO., INC.
P.O. Box 18
Logan, UT 84323-0018
Phone/Fax: 435-752-0449

Request for Information

Date: Tuesday-July 27, 2010

From: Brady Eames-Secretary

To: National Labor Relations Board

Attn: All Members

Fax #: 202-273-4270 ✓

Re: 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

cc: Regions 19, 20, 21, 27 and 28. ✓✓✓✓✓

U.S. Senate H.E.L.P. ✓

U.S. Senator Hatch-UT ✓

U.S. House Committee on Education & Labor ✓✓

Dear Members,

Due to the malfeasance of Chairwoman Liebman and Member Schaumber, does the Board have any intentions of reimbursing E.B. Eames Co., Inc. for any and all costs associated with my having to prepare and file five (5) "motions to vacate", to properly serve such "motions to vacate" on the Regions 19, 20, 21, 27 and 28 and on the Affiliations of the Carpenters which are named in the above named Cases, to respond to any and all other future notices from the Board and/or Regions 19, 20, 21, 27 and 28 regarding the above named Cases, to travel and miss regular work if and when I would be required to if the Board should direct the holding of a hearing under the above named Cases and to engage an attorney to represent Eames in any way and at any time during the litigation of such Cases?

As of the date of Liebman's and Schaumber unlawful dismissal of Eames' RM Petitions on August 25, 2009, I considered as closed the matter of Petitioning the Board to afford deceived pre-hired employees the right to vote in an election conducted by the Regions 19, 20, 21, 27 and 28 for or against collective and exclusive representation by the Carpenters' based on the Carpenters having illegally asserted and demanded recognition that the Carpenters are the 9(a) collective and exclusive agent of such pre-hired employees and on the Carpenters having notified Eames that such pre-hired employees will not be afforded their rights to vote for or against collective and exclusive representation by the Carpenters when they are actually hired by Eames.

If Liebman and Schaumber would have obeyed NLRA-Section 3(b), I would not be in the position that I am now. I don't believe the U.S. Supreme Court expects me to stop everything I'm presently engaged in without compensation on account of Liebman's and Schaumber's collective lawbreaking and pursuant to the Board's last minute mandate that I comply with arbitrary and unpublished rules and regulations which allegedly govern RM Petitions illegally dismissed by the Board.

Keep in mind that Leibman and Schaumber are Eames' employees in the administration of the NLRA and they should be held accountable for having failed their employer by disregarding the clear directions of Board authority and conduct which are found in NLRA-Section 3(b) and for having proceeded to unlawfully dismiss Eames' RM Petitions. As far as Eames is concerned, Liebman and Schaumber are fired.

With respect to the manipulated and exploited hiring hall workmen of the Carpenters, the Board should reinterpret the definition of "any employee" in Section 2(3) as including such workmen because they are pre-hired and prospective employees and are, before and after employment, covered by Section 8(f) labor agreements.

Sincerely, Brady Eames

E.B. EAMES CO., INC.
Flooring Contractor
P.O. Box 18
Logan, UT 84323-0018
Phone/Fax: 435-752-0449

Request for Information

Date: Monday-July 26, 2010

From: Brady Eames-Secretary

To: National Labor Relations Board

Attn: All Members

Fax #: 202-273-4270

Re: 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

cc: Regions 19, 20, 21, 27 and 28.

U.S. Senate H.E.L.P.

U.S. Senator Hatch-UT

U.S. House Committee on Education & Labor

Documents attached: 3

Dear Members,

Has not the U.S. Supreme Court issued an Opinion that vacated each and every Decision and Order issued by Chairwoman Liebman and Member Schaumber from January 8, 2008 until June 17, 2010? Please explain why the Board is now mandating that motions to vacate have to be filed.

In the attached 3-page correspondence from Richard Hardick transmitted to me today, it appears that those who have fallen victim to the lawbreaking and unfair conduct of Liebman and Schaumber will not be put on direct notice by the NLRB of their rights to appeal that their Cases be re-reviewed by a new Board group and that new decisions and orders be re-issued by such a group. In other words, is the Federal Government not going to obey the law until and unless they are directed to do so by the "proper filing" of a vacate motion by the victims of the fraud perpetrated by Liebman and Schaumber? By the way, does a statute of limitations apply to such a filing?

Considering that the Board has never before broken the law in such an egregious manner and that its doing so certainly could not have been foreseen, I presume that the NLRB has never prepared and published rules and regulations which would govern remedial actions by the Board if the Board should illegally issues decisions and orders. Pursuant to the correspondence of Mr. Hardick, it appears that the Board has never intended, and does not intend, to prepare and publicize such rules and regulations.

I filed my motion on July 2, 2010 and did not receive any response from any Office of the NLRB until July 19, 2010. With respect to the response I did receive from Linda Allen, she never mentioned a deadline. In the Dismissals of the RM Petitions issued to E.B. Eames Co., Inc. (Eames) by Liebman, Schaumber, Regions 19, 20, 21, 27 and 28, there is no mention of what rights are entitled to be exercised, and what appeals are required to be filed, by Eames if it were to be brought to the attention of Eames that Liebman and Schaumber broke the law of the NLRA and thereby invalidated any decisions and orders issued to Eames. Lo and behold, Leibman and Schaumber have violated the NLRA.

I consider the correspondence of Richard D. Hardick to be non-responsive.

Sincerely,
Brady Eames

NATIONAL LABOR RELATIONS BOARD



OFFICE OF THE EXECUTIVE SECRETARY
FACSIMILE TRANSMITTAL SHEET

TO:
Brady Eames
Daniel M. Shanley, Esq.
Region 19 Attn: Richard L. Alcorn, RD
Carpenters 46, Northern California
Region 20 Attn: Joseph P. Norrelli, RD
Kathleen M. Jorgenson, Esq.
Region 21 Attn: James F. Small, RD
Joseph W. Moreland, Esq.
Region 27 Attn: Michael W. Josseland, RD
Region 28 Attn: Cornele A Overstreet, RD

FROM:
Richard D. Hardick, Assoc. Exec. Secretary

COMPANY:
E.B. Eames Co., Inc.
Cases 19-RM-2245
20-RM-2869
21-RM-2675
27-RM-683
28-RM-617

DATE:
7/26/2010

FAX NUMBER:

435/752-0449
213/488-4180
206/220-6305
510/430-8431
415/356-5156
213/488-4180
213/894-2778
913/321-2396
303/844-6249
602/640-2178

TOTAL NO. OF PAGES INCLUDING COVER: 2

PHONE NUMBER:

OPERATORS NAME/NUMBER:
Linda M. Allen 202/273-1952

RE:

ALL CONFIRMATIONS: BLANK

1099 14TH STREET N.W.
WASHINGTON, D.C. 20570
TELEPHONE (202) 373-1067



United States Government

NATIONAL LABOR RELATIONS BOARD
1099 14th STREET NW
WASHINGTON DC 20570

July 26, 2010

Re: E.B. Eames Co., Inc.
Cases 19-RM-2245, 20-RM-2869,
21-RM-2675, 27-RM-683
and 28-RM-617

Mr. Brady Eames
P.O. Box 18
Logan, Utah 84323-0018

Dear Mr. Eames:

This is in response to your July 2, 2010 letter, postmarked July 14 and received July 19, asking the Board to declare void the earlier orders by Chairman Liebman and Member Schaumber in the subject cases. This is also in response to your July 23, 2010 letter requesting the current rules, regulations and instructions with regard to the Board's handling of the two-member decisions which the Supreme Court in *New Process Steel v. NLRB*, 177 L. Ed. 2d 162 (U.S. 2010), decided it was not authorized to issue when three of the five seats were vacant.

With respect to your July 23 request, the Board in a July 1 Press Release announced that it was seeking remand of all two-member decisions that are pending before federal courts and that such remanded cases would be considered by a three-member panel. It has not announced procedures for other two-member cases. In many other cases the parties consider the matter closed and have not sought any further action by the Board. Others, like you, have filed motions to vacate. The Board will consider such motions upon proper filing.

In that regard, your July 2 request has not been properly filed because such requests, and all filings with the Board, must be served on the other parties in the case, and you have not provided a certification that the other parties in your cases have been served with your July 2 request. It is my understanding that a representative of the Executive Secretary's Office, on July 19, 2010, requested that you provide this certificate of service. To date, this office has not received any indication from you that this requested service has been achieved. This is to advise that if you do not serve the

JUL-26-2010 14:33

NLRB

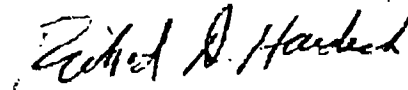
202 273 4270

P.03/03

Mr. Brady Eames
PAGE TWO

other parties with your request and provide a certification to the Board that you have done so by August 2, 2010, your July 2 request will be rejected.

Very truly yours,



Richard D. Hardick
Associate Executive Secretary

TOTAL P.03

E.B. Eames Co., Inc.
680 W. 600 N.
Logan, UT 84321
Phone/Fax: 435-752-0449

Request for Review of Illegally Dismissed RM Petitions

Date: Friday-July 2, 2010

From: Brady Eames-Secretary

To: National Labor Relations Board

Re: Cases 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

Documents attached: 5

Dear Board Members,

In *New Process Steel, L.P. v. the National Labor Relations Board* (June 17, 2010), the U.S. Supreme Court has affirmed that, since January 1, 2008, Chairwoman Leibman and Member Schaumber were unauthorized to determine the existence of a question of representation and have illegally issued Orders in response to the appeals of Regional decisions which applied to voting Petitions. Accordingly, E.B. Eames Co., Inc. (Eames) considers the attached five (5) Orders issued on August 25, 2009 by Leibman and Schaumber to be null and void. Taking into consideration the malfeasance in office of Leibman and Schaumber, Eames requests that the current five (5) member Board obey the law of NLRA-Section 3(b) as interpreted and advanced by the U.S. Supreme Court by delegating to at least a **three (3) member group** the power to delegate to at least a two (2) member group composed of Members Becker and/or Hayes and/or Pearce the power to re-review the above named Cases and to re-issue an order that promotes and protects the rights of hiring hall workmen who have fallen victim to the violators of Section 8(f) and perpetrators of 9(a) fraud

The position of Eames has not changed since its submission of the RM Petitions to Regions 19, 20, 21, 27 and 28 in May of 2009. Once again, Eames appeals that the Board accord the hiring hall workmen who are described as a bargaining unit in Eames' RM Petitions the opportunity to exercise their right under Section 7 to vote for or against collective and exclusive representation by the Unions named in such Petitions because such workmen have been manipulated by such Unions into unlawfully authorizing collective and exclusive representation by such Unions before their engagement as employees by Eames and because such workmen have been put in jeopardy of being trapped into working under the regimes of, and being barred from exercising their rights under the second Proviso of Section 8(f) to vote for or against collective and exclusive representation by, such Unions pursuant to such Unions' illicit assertions and intentions to deceive such workmen into believing, and to demand recognition from Eames, that such workmen should be collectively and exclusively represented by such Unions under Section 9(a).

Sincerely,



UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD

E.B. EAMES CO., INC.

Employer

and

Case 20-RM-2869

CARPENTERS 46 NORTHERN CALIFORNIA
COUNTIES CONFERENCE BOARD

Petitioner

ORDER

Employer's Request for Review of the Regional Director's administrative dismissal of the instant petition raises no substantial issues warranting reversal of the Regional Director's action. Accordingly, the dismissal is affirmed.¹

WILMA B. LIEBMAN, CHAIRMAN

PETER C. SCHAUMBER, MEMBER

Dated, Washington, D.C., August 25, 2009.

Do Not

¹ Effective midnight December 28, 2007, Members Liebman, Schaumber, Kirsanow, and Walsh delegated to Members Liebman, Schaumber, and Kirsanow, as a three-member group, all of the Board's powers in anticipation of the expiration of the terms of Members Kirsanow and Walsh on December 31, 2007. Pursuant to this delegation, Chairman Liebman and Member Schaumber constitute a quorum of the three-member group. As a quorum, they have the authority to issue decisions and orders in unfair labor practice and representation cases. See Sec. 3(b) of the Act. See *Snell Island SNF LLC v. NLRB*, 568 F.3d 410 (2d Cir. 2009); *New Process Steel v. NLRB*, 564 F.3d 840 (7th Cir. 2009), petition for cert. filed 77 U.S.L.W. 3670 (U.S. May 22, 2009) (No. 08-1457); *Northeastern Land Services v. NLRB*, 560 F.3d 36 (1st Cir. 2009), rehearing denied No. 08-1878 (May 20, 2009). But see *Laurel Baye Healthcare of Lake Lanier, Inc. v. NLRB*, 564 F.3d 469 (D.C. Cir. 2009), petitions for rehearing denied Nos. 08-1162, 08-1214 (July 1, 2009).

TRANSMISSION VERIFICATION REPORT

TIME : 07/29/2010 16:15
NAME : EBEAMESCOINC
FAX : 14357520449
TEL : 14357520449
SER.# : 000FBJ916135

DATE, TIME
FAX NO./NAME
DURATION
PAGE(S)
RESULT
MODE

07/29 16:13
14153565156
00:02:23
08
OK
STANDARD
ECM

- NLRB-20

E.B. EAMES CO., INC.
680 W. 600 N.
Logan, UT 84321
Phone/Fax: 435-752-0449

Notice of RM Petition Filing

Date: Thursday-July 29, 2010

From: Brady Eames-Secretary

To: NLRB-Regions 19, 20, 21, 27 and 28

Kenneth F. Mihci-The Pacific Northwest Regional Council of Carpenters

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Re: 19-RM-2245, 20-RM-2869, 21-RM-2675, 27-RM-683 and 28-RM-617

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